O/Food Crops/52

1952.

File No. 67/52

Legal Department

K BRANCH

Subject:—

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Opinion on the Bombay Growth of Food Crops Act, 1944.

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1.		G-545 20.10.52	Question regarding Prosecution against the Brihan Maharashtra Sugar Syndicate Ltd., for contravention of Section 4 of the Act, read with G.O. A.G. F.D,No.5121-A, dated 5.7.50which is punishable under Sec. 11 of the Act in that the said Company failed to grow scheduled foodcrops in 1/3rd of its holdings.	1-2

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Office of the R.J.A.

It is proposed to launch a prosecution against the Brihan Maharashtra Sugar Syndicate Limited for contravention of section 4 of the Bombay Growth of Foodcrops Act, 1944 read with Government Order, Agriculture and Forests Department No.5121-A,dated the 5th July 1950 which is punishable under section 11 of the said Act in that the said company failed to grow scheduled foodcrops in 1/3rd of its holdings.

According to the letter of the Director of Agriculture dated the 15thx April 1952,the minimum area for growing foodcrops should be taken as 2910 acres 27 gunthas. The company had sub-leased about 2548 acres of land for cultivation on condition that the tenants should pay levy to Government. It is clear from the letter of the Director of Agriculture at page 141 and of the Collector and Chairman,District Rural Development Board,Sholapur, that out of the land that was sublet the area under foodcrops was 607 acres 31 gunthas, area under other crops was about 21 acres and fallow land was about 1919 acres. From the company's letter dated the 10th April 1951 it appears that the company had grown 77 acres of Kadwal only. From all this it is clear that 1/3rd area was not cultivated for scheduled foodcrops for the seaon 1950-51 as required by the order dated 5thx July 1950 issued under section 4 of the Bombay Growh of Foodcrops Act, 1944.

However, it would not be possible to give any opinion about the successful prosecution of the company unless further investigation is made and further evidence is collected in support of the porsecution case such as the payment of irrigation cess, village forms showing area brought under cultivation, revenue paid thereon, the crops grown etc. The Agriculture and Forests Department is,therefore, requested to collect this evidence

...ers to the R.L.A. for final opinion after the case is fully investigated and all necessary evidence is collected.

Sd/-
16-10
Remembrancer of Legal Affairs.

U.R. to A.& F.D. No. G- 545 dated the 20th October 1952.

M.R.
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